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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/991,317	11/21/2001	Ted G. Yoshidome	5006/ISM/L/B/DV	5107
32588	7590	03/29/2004	EXAMINER	
APPLIED MATERIALS, INC. 2881 SCOTT BLVD. M/S 2061 SANTA CLARA, CA 95050			MACARTHUR, SYLVIA	
			ART UNIT	PAPER NUMBER

1763

DATE MAILED: 03/29/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 09/991,317	<b>Applicant(s)</b> YOSHIDOME ET AL.	
	<b>Examiner</b> Sylvia R MacArthur	<b>Art Unit</b> 1763	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 21 November 2001.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-26 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-26 is/are rejected. *lm*
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 21 November 2001 is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>11/21/01</u> . | 6) <input type="checkbox"/> Other: _____  |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 102*

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-26 are rejected under 35 U.S.C. 102(e) as being anticipated by Chen et al (US 6,267,820).

Chen teaches a clog resistant injection valve.

Regarding claims 1, 2, 14: The vaporizer is coupled to a deposition chamber where the vaporizer includes one or more grids (piezoelectric actuator 23) positioned in a liquid material inlet passage that is connected to a vaporization chamber, see col. 1 lines 22-26.

Regarding claims 3, 15, 16: The piezoelectric actuator 23 comprises at least one array of interlocking stripes attached to a frame as illustrated in Fig. 1 and 2A.

Regarding claims 4, 6, 10, 17, 19: The piezoelectric actuator 23 is coupled to a DC voltage generator 25.

Regarding claims 7 –9, 20: A liquid flow meter 33(controller) is coupled to an injector/vaporizer.

Regarding claims 5, 11, 18: The piezoelectric actuator 23 and flexible plate 27 read on the two or more grids. Figures 1 and 2A are positioned perpendicular to each other in the liquid material inlet passage.

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Regarding claim 12: The piezoelectric actuator 23 is coupled to a DC voltage generator 25.

Regarding claims 13, 21: Col. 3 lines 38-58 teaches that the flow meter (controller) causes the expansion and contracting of the predetermined duty cycle.

Regarding claim 22: The vaporizer is coupled to a deposition chamber where the vaporizer includes one or more grids (piezoelectric actuator 23) positioned in a liquid material inlet passage that is connected to a vaporization chamber, see col. 1 lines 22-26. A liquid flow meter 33(controller) is coupled to an injector/vaporizer.

Regarding claim 23: The piezoelectric actuator 23 is coupled to a DC voltage generator 25.

Regarding claim 24: The piezoelectric actuator 23 and flexible plate 27 read on the two or more grids. Figures 1 and 2A are positioned perpendicular to each other in the liquid material inlet passage.

Regarding claim 25: Col. 3 lines 1-4 teaches that the DC voltage generator teaches selective opening and closing of the piezoelectric.

Regarding claim 26: Additionally, Col. 3 lines 38-58 teaches that the flow meter (controller) causes the expansion and contracting of the predetermined duty cycle.


### ***Conclusion***

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sylvia R MacArthur whose telephone number is 571-272-1438. The examiner can normally be reached on M-F during the core hours of 8 a.m. and 2 p.m..

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gregory L. Mills can be reached on 703-308-1633. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
March 22, 2004

Sylvia R MacArthur  
Patent Examiner  
Art Unit 1763